

264-974

1/9/2013

1/6



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

Larry R. Hodges
Bayer CropScience LP
2 T.W. Alexander Drive
Research Triangle Park, NC 27709

JAN 09 2013

Product Name: Gustafson Ag-Streptomycin
EPA Reg. No.: 264-974
Subject: Notification dated November 29, 2012
EPA Decision Number: 473250

Dear Mr. Hodges:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10.

The Agency acknowledges the addition of the CA Proposition 65 language.

The label submitted with the application has been stamped "Notification" and will be placed in our records. If you have any questions, please contact Erin Malone at (703) 347-0253 or via email at malone.erin@epa.gov.

Sincerely,

Cynthia Giles-Parker
Acting Product Manager (21)
Fungicide Branch
Registration Division (7504P)

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United States
Environmental Protection Agency
 Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 264-974	2. EPA Product Manager Mary Waller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Gustafson Ag-Streptomycin	PM# 21	
5. Name and Address of Applicant (Include ZIP Code) Bayer CropScience LP 2 T. W. Alexander Drive Research Triangle Park, NC 27709 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Notification, per PR Notice 98-10: As required by California Proposition 65 the following statement has been added to the label on page 3, "This product contains a chemical known to the state of California to cause developmental or reproductive harm". This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:

Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input checked="" type="checkbox"/> Other (Specify) Fiber Drum
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container

3. Location of Net Contents Information
 Label Container

4. Size(s) Retail Container
25 lb fiber drum

5. Location of Label Directions

6. Manner in Which Label is Affixed to Product
 Lithograph Paper glued Stenciled Other _____

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Larry R. Hodges	Title Registration Manager	Telephone No. (Include Area Code) 919-549-2686
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Certification
 I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

6. Date Application Received (Stamped)

2. Signature <i>Larry R. Hodges</i>	3. Title Registration Manager
4. Typed Name Larry R. Hodges	5. Date November 29, 2012

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Bayer CropScience



Bayer CropScience
2 T.W. Alexander Drive
P. O. Box 12014
Research Triangle Park, NC 27709
Tel: 919 549-2000

November 29, 2012

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, Virginia 22202-4501

Re: Gustafsaon Ag-Streptomycin (EPA Reg. No. 264-974): Amendment by Notification (per PR Notice 98-10) to Add the Required California Proposition 65 Statement to the Label.

To Whom It May Concern:

As allowed by PR Notice 98-10, we are notifying the Agency of a minor labeling amendment for Gustafsaon Ag-Streptomycin (EPA Reg. No. 264-974). As required by California Proposition 65, the following statement has been added to the label, "This product contains a chemical known to the state of California to cause developmental or reproductive harm."

"This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA."

In support of this action, you will find the following:

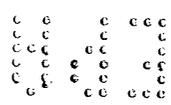
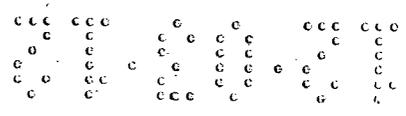
- EPA Form 8570-1. Application for Pesticide Amendment, dated November 29, 2012.
- The amended label, dated November 29, 2012.
- The amended label, dated November 29, 2012, with the change highlighted in yellow.

Please email me at larry.hodges1@bayer.com or phone me at (919) 549-2686 if you have any questions regarding this submission.

Sincerely,

Larry R. Hodges

Larry R. Hodges, Ph.D.
Registration Manager



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NOTIFICATION

JAN 09 2013

Gustafson

Ag-Streptomycin

For Control of Halo Blight of Beans

Seed Treatment

ACTIVE INGREDIENT:

Streptomycin Sulfate (Equivalent to 50% streptomycin base)62.6%

INERT INGREDIENTS:37.4%

TOTAL:100.0%

EPA Reg. No. 264-974

EPA Est. No.

KEEP OUT OF REACH OF CHILDREN CAUTION

For MEDICAL And TRANSPORTATION Emergencies ONLY Call 24 Hours A Day 1-800-334-7577
For PRODUCT USE Information Call 1-866-99BAYER (1-866-992-2937)

FIRST AID

IF IN EYES:

- Hold eye open and rinse slowly and gently with water for 15-20 minutes.
- Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.
- Call a poison control center or doctor for treatment advice.

In case of emergency call toll free the Bayer CropScience Emergency Response Telephone No. 1-800-334-7577.
Have a product container or label with you when calling a poison control center or doctor, or going for treatment.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

May cause allergic reactions. Avoid contact with skin and eyes. Do not breathe dust or spray mist.

PERSONAL PROTECTIVE EQUIPMENT

Applicators and other handlers must wear: Long-sleeved shirt and long pants, waterproof gloves, shoes plus socks, protective eyewear, and a NIOSH approved respirator with any N, R, P or HE filter. Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry

USER SAFETY RECOMMENDATIONS

Users should: Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.

ENVIRONMENTAL HAZARDS

Keep out of lakes, streams or ponds. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters.

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DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Do not apply this product through any type of irrigation system. Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. This standard contains requirements for the protection of workers on farms, forests, nurseries, and greenhouses, and handlers of pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE) and restricted-entry interval. The requirements in this box only apply to uses that are covered by worker Protection Standard. Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 12 hours. PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water is: coveralls, waterproof gloves, shoes plus socks, and protective eyewear.

SEED TREATMENT FOR CONTROL OF SURFACE INFECTION OF HALO BLIGHT OF BEANS

The recommended dosage range of Ag-Streptomycin is 0.17 to 0.87 oz/cwt of seed. For best protection use the higher rate. Ag-Streptomycin will dissolve in water. It is compatible with Bayer CropScience fungicides and insecticides, such as Captan, ALLEGIANCE™-FL and Lorsban® 30. Slurry rates will vary with components and treating equipment. Apply using commercial mist, spray or other application equipment.

LABEL TREATED SEED

- This seed treated with agricultural streptomycin at the manufacturer's recommended rate.
- Do not use for food, feed or oil purposes.
- Add appropriate information for any other chemical treatments.

USE PRECAUTION

The purchaser of this product is responsible for ensuring that all seed treated with this product are adequately dyed with a suitable color to prevent its accidental use as food for man or feed for animals. Refer to 40 CFR 153.155, use an approved dye or colorant (40 CFR 180.1001).

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

STORAGE

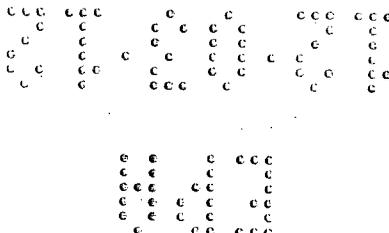
Keep tightly closed. Storage should be at a cool temperature when possible, and with minimum exposure to the atmosphere.

PESTICIDE DISPOSAL

Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL

Non-refillable container. Do not reuse or refill this container. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by state and local authorities. If drum is contaminated and cannot be reused, dispose of in the same manner, or offer for recycling if available.



IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following Conditions, Disclaimer of Warranties and Limitations of Liability.

Treatment of highly mechanically damaged seed, or seed of known low vigor and poor quality, may result in reduced germination and/or reduction of seed and seedling vigor. Treat and conduct germination tests on a small portion of seed before committing the total seed lot to a selected chemical treatment. Due to seed quality conditions beyond the control of Bayer CropScience, no claims are made to guarantee germination of carry-over seed.

CONDITIONS: The directions for use of this product are believed to be adequate and should be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Bayer CropScience. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: BAYER CROPSCIENCE MAKES NO WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Bayer CropScience is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. BAYER CROPSCIENCE DISCLAIMS ANY LIABILITY WHATSOEVER FOR SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

LIMITATIONS OF LIABILITY: THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT BAYER CROPSCIENCE'S ELECTION, THE REPLACEMENT OF PRODUCT.

This product contains a chemical known to the state of California to cause developmental or reproductive harm.

NET CONTENTS:

ALLEGIANCE is a registered trademark of Bayer
LORSBAN is a registered trademark of Dow AgroSciences



Bayer CropScience

**Bayer CropScience LP
P.O. Box 12014, 2 T.W. Alexander Drive
Research Triangle Park, North Carolina 27709
1-866-99BAYER (1-866-992-2937)**

Gustafson AG-STREPTOMYCIN (PENDING) Approved 07/05/05, Notification 10/10/08, Notification 11/29/12

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